

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

THOMAS KLUTHO, individually)
and on behalf of all others similarly)
situated,)

Plaintiffs,)

vs.)

Case No. 4:06CV1210 CDP

NEW DAY FINANCIAL, LLC.,)

Defendant.)


MEMORANDUM AND ORDER

IT IS HEREBY ORDERED that defendant's motion for an extension of time to file a response to plaintiff's motion for class certification [#24] is granted

in part only as follows:

Defendants shall file their memorandum in opposition to class certification by not later than **November 1, 2007**. Plaintiffs shall file their reply memorandum in support of class certification by not later than **November 15, 2007**. **The parties shall advise the Court whether they want a hearing on class certification by not later than November 15, 2007.**

IT IS FURTHER ORDERED that defendant's motion for hearing [#25] is denied as moot.


CATHERINE D. PERRY
UNITED STATES DISTRICT JUDGE

Dated this 21st day of August, 2007.